

Summons in a Civil Action (Rev 11/97)

United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

THE UNITED STATE OF AMERICA

vs

0.61 ACRES OF LAND, MORE OR
LESS, SITUATE IN SAN DIEGO
COUNTY, STATE OF CALIFORNIA;
and DAVID B. ANDERSON AND
ANN E. ANDERSON REVOCABLE
TRUST; AND ALL OTHER
INTERESTED PARTIES

SUMMONS IN A CIVIL ACTION

Case No. 08 CV 0284 H RBB

TO: (Name and Address of Defendant)

David B. Anderson and Ann E. Anderson, Revocable Trust
1095 Las Palmas Drive
Santa Barbara, CA 93110

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and
serve upon PLAINTIFF'S ATTORNEY

Tom Stahl, Assistant U.S. Attorney, Chief, Civil Division
Office of the U.S. Attorney
Federal Building
880 Front Street, Room 6293, San Diego, CA 92101

An answer to the complaint which is herewith served upon you, within 20 days after
service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment
by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.

CLERK

2/13/08

DATE

By  C. GUTTMANN, Deputy Clerk

Summons in a Civil Action

Page 1 of 2

| RETURN OF SERVICE | | | |
|---|---|--|--------------|
| Service of the Summons and Complaint was made by me | | DATE <u>2/26/08</u> | |
| NAME OF SERVER <u>Lyza Johnson</u> | | TITLE <u>Reg. Process Server</u> | |
| Check one box below to indicate appropriate method of service | | | |
| <input checked="" type="checkbox"/> | Served personally upon the defendant. Place where served: <u>Ann Anderson, Agent of Service</u> <u>1095 Las Palmas Dr. Santa Barbara, CA 93110</u> | | |
| <input type="checkbox"/> | Left copies thereof at the defendant's dwelling, house or usual place of abode with a person of suitable age and discretion then residing therein: | | |
| Name of person with whom the summons and complaint were left: _____ | | | |
| <input type="checkbox"/> | Return unexecuted: | | |
| <input type="checkbox"/> | Other (specify): _____ | | |
| STATEMENT OF SERVICE FEES | | | |
| TRAVEL | | SERVICES | TOTAL \$0.00 |
| DECLARATION OF SERVER | | | |
| I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service is true and correct. | | | |
| Executed on: <u>2/26/08</u> | | Date <u>2/26/08</u> | |
| | | Signature of Server <u>[Signature]</u> | |
| | | Address of Server <u>ACCUTECH</u> <u>LEGAL SUPPORT SRVS.</u> <u>P.O. BOX 12037</u> <u>SAN DIEGO, CA 92112</u> | |
| NOTICE OF RIGHT TO CONSENT TO TRIAL BY A UNITED STATES MAGISTRATE | | | |
| IN ACCORDANCE WITH THE PROVISION OF 28 USC 636(C) YOU ARE HEREBY NOTIFIED THAT A U.S. MAGISTRATE OF THIS DISTRICT MAY, UPON CONSENT OF ALL PARTIES, CONDUCT ANY OR ALL PROCEEDINGS, INCLUDING A JURY OR NON-JURY TRIAL, AND ORDER THE ENTRY OF A FINAL JUDGMENT. COUNSEL FOR THE PLAINTIFF HAS RECEIVED A CONSENT FORM. | | | |
| YOU SHOULD BE AWARE THAT YOUR DECISION TO CONSENT OR NOT CONSENT IS ENTIRELY VOLUNTARY AND SHOULD BE COMMUNICATED SOLELY TO THE CLERK OF COURT. ONLY IF ALL PARTIES CONSENT WILL THE JUDGE OR MAGISTRATE TO WHOM THE CASE HAS BEEN ASSIGNED BE INFORMED OF YOUR DECISION. | | | |
| JUDGEMENTS OF THE U.S. MAGISTRATES ARE APPEALABLE TO THE U.S. COURT OF APPEALS IN ACCORDANCE WITH THIS STATUTE AND THE FEDERAL RULES OF APPELLATE PROCEDURE. | | | |

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

ATTACHMENT TO PROOF OF SERVICE

LIST OF DOCUMENTS SERVED:

- 1) Summons in a Civil Action (issued by District Court on February 13, 2008)
- 2) Complaint in Condemnation with Declaration of Taking 40 USC 3114 (filed with District Court on February 13, 2008)
- 3) Civil Case Cover Sheet (filed with District Court on February 13, 2008)
- 4) Declaration of Taking (filed with District Court on February 13, 2008)